IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRTIETH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 21534 of 2004

Between:

1 Talasu Nana Rao, S/o. Late Bhavan Narayna,
R/o. Palasa Town, Palasa Mandal, Srikakulam District.
2 Talasu Ramesh, S/o. Late Bhavan Narayana,
R/o. Palasa Town, Palasa Mandal, Srikakulam District.
3 Talasu Ashok, S/o. Late Bhavan Narayna,
R/o. Palasa Town, Palasa Mandal, Srikakulam District.

... PETITIONERS

AND

1 The Commissioner, Palasa-Kasibugha Municipality,
Palasa Town, Srikakulam District.
2 The District Collector, Srikakulam District.
3 The Mandal Revenue Officer, Palasa Mandal, Srikakulam District.
4 Rajamu Sugreevudu, S/o. Appanna,
R/o. Udayapuram, Palasa, Srikakulam District.
5 Rajamu Krishna, S/o. Joguli,
R/o. Udayapuram, Palasa, Srikakulam District.
6 Kovvuru Latchaiah, S/o. Nandi, R/o. Udyayapuram, Palasa,

Srikakulam District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order of direction more particularly one in the nature of Writ of Mandamus declaring action of the respondents 1 to 3 in laying the pucca road in petitioners' land situated on Survery.No.300/1 of Palasa-Kasibugga Municipality, as highly illegal, arbitrary, unjust and violative of Articles 14 and 300-A of the constitution of India.

Counsel for the Petitioner: MR.D.V.NAGARJUNA BABU

Counsel for the Respondents 2 and 3: GP FOR MUNCIPAL ADMN. & URBAN DEV.

Counsel for Respondent No.1: Mr. D. Srinivas

The Court, at the admission stage, made the following:

ORDER:

Learned Government Pleader produced a Fax Message stating that no road is proposed to be laid in the petitioners' land in S.No.300/1 of Udayapuram Village of Palasa Mandal, Srikakulam District.

2. In view of the fax message, which is placed on record, the apprehension of the petitioner that road, would be laid in his land, stands removed.

3. The writ petition, is therefore, closed. However, it is made clear that in case the respondents intend to lay road in the land of the petitioners, they shall do so only after following the due procedure of law.

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N. V. RAMANA, J

November 30, 2004

MRR/GSN

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To:

1 The Commissioner, Palasa-Kasibugha Municipality, Palasa Town, Srikakulam District.

2 The District Collector, Srikakulam District.

3 The Mandal Revenue Officer, Palasa Mandal, Srikakulam District.

4 Two C.C. s to the G.P. for Municipal Administration and Urban Development, High Court Buildings, Hyderabad (OUT)

5 Two C.D. Copies.